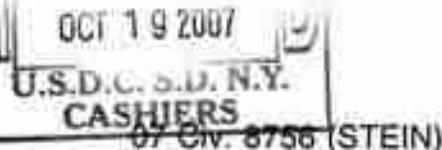


5-638563

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MAERSK LINE,



Plaintiff,

- against -

USCA-SEABELL, INC.,

AMENDED
CIVIL COMPLAINT
IN ADMIRALTY

Defendant.

X

Plaintiff MAERSK LINE, by its attorneys, LAW OFFICES OF ALBERT J. AVALLONE & ASSOCIATES, as and for its Amended Complaint against defendant USCA-SEABELL, INC., in personam, in a cause of action civil and maritime, alleges upon information and belief:

1. This is an admiralty and maritime claim within the meaning of Rule 9(h) of the Federal Rules of Civil Procedure, the Ocean Shipping Reform Act of 1999, 46 U.S.C., App. Section 1701, *et seq.*, and Paragraph 26 of the Bills of Lading.

2. At all times hereinafter mentioned, plaintiff MAERSK LINE was and still is a corporation duly organized and existing under the laws of the State of Delaware with offices and a place of business at 6000 Carnegie Blvd., Charlotte, NC 28209.

3. Upon information and belief and at all times hereinafter mentioned, defendant USCA-SEABELL, INC. was and still is a corporation organized and existing under the laws of the State of New York, with offices and a place of business at 50 Harrison St., Hoboken, NJ 07030.

4. From on or about December 1, 2006 to the present, defendant delivered cargoes to plaintiff at various ports for the purpose of having the cargoes carried to various ports of destination, there to be delivered to the consignees and/or their agents, in consideration of payment by defendant to plaintiff of ocean freight and related charges, calculated pursuant to a Service Contract between the parties and/or plaintiff's tariff.

6. Defendant has failed to remit the payment due of \$387,025.19,
although duly demanded (Exhibit A).

7. All shipments were properly carried by plaintiff, or are in the
process of being carried by plaintiff.

8. Plaintiff has performed and is performing all acts required to be
performed by plaintiff.

9. Defendant has failed and refused and continues to fail and refuse to
remit payment of \$387,025.19, although duly demanded.

8. By reason of the foregoing, plaintiff has sustained damages in the
amount of \$387,025.19 which, although duly demanded, have not been paid.

WHEREFORE, plaintiff prays:

1. For judgment in the amount of plaintiff's damages, together with
interest thereon, costs, disbursements and a reasonable attorney's fee.

2. That process in due form of law according to the practice of this
Court in cases of admiralty and maritime jurisdiction may issue against the defendant
citing it to appear and answer all the singular matters aforesaid.

3. That plaintiff have such other and further relief in the premises as in
law and justice it may be entitled to receive.

Dated: New York, New York
October 18, 2007

LAW OFFICES OF
ALBERT J. AVALLONE & ASSOCIATES

By 

Albert J. Avallone - AA1679
Attorneys for Plaintiff
MAERSK LINE
551 Fifth Avenue, Suite 1625
New York, NY 10176
(212) 696-1760



6010 Carnegie Boulevard, Charlotte, NC 28209

| Customer Name: Customer Number: | Transaction Number: | Date: | Statement of Account as of: | | | Group: Statement of Account as of: 86 OE004827 |
|------------------------------------|------------------------|-----------|-----------------------------|-------------|-------------|--|
| | | | Amount | Charged | Balance | |
| USCA SEABELL INC 13100731448 | U118485903 | 854873098 | 7/22/2007 | \$2,146.00 | \$0.00 | \$2,146.00 |
| | U118485904 | 854872968 | 7/22/2007 | \$2,133.00 | \$0.00 | \$2,133.00 |
| | U1138493949 | 523506969 | 7/22/2007 | \$4,090.00 | \$0.00 | \$4,090.00 |
| | U1138460811 | 521521177 | 7/22/2007 | \$3,999.01 | \$0.00 | \$3,999.01 |
| | U1138480831 | 523486745 | 7/22/2007 | \$4,090.00 | \$0.00 | \$4,090.00 |
| | U1138482770 | 523506974 | 7/22/2007 | \$4,090.00 | \$0.00 | \$4,090.00 |
| | U1138566011 | 523447227 | 7/23/2007 | \$4,579.18 | \$4,135.00 | \$444.18 |
| | U1138614819 | 854831354 | 7/26/2007 | \$4,015.00 | \$0.00 | \$4,015.00 |
| | U1138638893 | 524056596 | 7/30/2007 | \$3,753.00 | \$0.00 | \$3,753.00 |
| | U1138512611 | 854952229 | 7/30/2007 | \$2,398.00 | \$0.00 | \$2,398.00 |
| | 9AL8839358 | 523389944 | 7/30/2007 | \$4,579.15 | \$4,135.00 | \$444.15 |
| | U1138533849 | 854876448 | 8/5/2007 | \$3,999.18 | \$0.00 | \$3,999.18 |
| | U1138891720 | 523506969 | 8/6/2007 | \$2,146.00 | \$0.00 | \$2,146.00 |
| | U1138625773 | 523695209 | 8/6/2007 | \$4,891.00 | \$0.00 | \$4,891.00 |
| | U1138548396 | 854960533 | 8/6/2007 | \$2,863.00 | \$0.00 | \$2,863.00 |
| | U1138549703 | 523655823 | 8/7/2007 | \$11,741.61 | \$10,592.00 | \$1,149.61 |
| | U1138535046 | 523624676 | 8/8/2007 | \$14,677.01 | \$13,240.00 | \$1,437.01 |

EXHIBIT "A"

| | | | | | | |
|------------|-----------|-----------|-------------|-------------|------------|-------------|
| U138788139 | 523616615 | 8/9/2007 | \$17,180.73 | \$14,943.00 | \$2,157.73 | 68 4274 |
| U138567174 | 554811350 | 8/9/2007 | \$4,015.00 | \$0.00 | \$4,015.00 | 68 0E004690 |
| U138800767 | 854947061 | 8/13/2007 | \$5,585.00 | \$0.00 | \$5,585.00 | 64 0E004696 |
| U138577910 | 854816446 | 8/13/2007 | \$5,998.31 | \$0.00 | \$5,998.31 | 64 0E004687 |
| U138584545 | 521695137 | 8/13/2007 | \$4,225.00 | \$0.00 | \$4,225.00 | 64 0E005013 |
| U138584544 | 521695186 | 8/13/2007 | \$2,398.00 | \$0.00 | \$2,398.00 | 64 0E005051 |
| U138663986 | 825114023 | 8/13/2007 | \$2,436.00 | \$0.00 | \$2,436.00 | 64 0E005058 |
| U138677074 | 523556620 | 8/17/2007 | \$3,726.00 | \$0.00 | \$3,726.00 | 60 23154 WS |
| U138594602 | 654952210 | 8/19/2007 | \$4,090.00 | \$0.00 | \$4,090.00 | 58 0E004925 |
| U138596866 | 523564896 | 8/19/2007 | \$5,871.00 | \$5,115.00 | \$756.00 | 58 1114647 |
| U138618013 | 854964089 | 8/19/2007 | \$3,998.55 | \$2,398.00 | \$1,600.55 | 58 0E005022 |
| U138680449 | 521675426 | 8/20/2007 | \$3,315.70 | \$3,028.00 | \$287.70 | 57 23154 WS |
| U138629410 | 523050831 | 8/23/2007 | \$5,155.00 | \$4,905.00 | \$250.00 | 54 LOB11288 |
| U138625868 | 854920217 | 8/23/2007 | \$4,015.00 | \$0.00 | \$4,015.00 | 54 0E004947 |
| U138626220 | 523737172 | 8/23/2007 | \$4,700.00 | \$0.00 | \$4,700.00 | 54 23154 WS |
| U138753569 | 523725516 | 8/23/2007 | \$5,293.00 | \$3,945.00 | \$1,348.00 | 54 23154 WS |
| U138625754 | 523615240 | 8/26/2007 | \$2,231.00 | \$0.00 | \$2,231.00 | 51 23154 WS |
| U138644110 | 523645763 | 8/30/2007 | \$3,843.24 | \$0.00 | \$3,843.24 | 47 23154 WS |
| U138700802 | 523734689 | 8/30/2007 | \$4,570.00 | \$0.00 | \$4,570.00 | 47 23154 WS |
| U138797399 | 523786088 | 9/2/2007 | \$4,225.00 | \$0.00 | \$4,225.00 | 44 0E005454 |
| U138786771 | 523820714 | 9/2/2007 | \$2,411.00 | \$0.00 | \$2,411.00 | 44 |
| U138841040 | 523820730 | 9/2/2007 | \$4,915.00 | \$0.00 | \$4,915.00 | 44 23154 WS |

| | | | | | | |
|------------|-------------|-----------|------------|--------|------------|--------------|
| U138767814 | 5233879288 | 9/2/2007 | \$2,511.00 | \$0.00 | \$2,511.00 | 44 OT005283 |
| U138798748 | 523387138 | 9/2/2007 | \$4,990.00 | \$0.00 | \$4,990.00 | 44 DE005667 |
| U138710798 | 5233886782 | 9/4/2007 | \$4,005.00 | \$0.00 | \$4,005.00 | 42 23154 WS |
| U138657986 | 5233845584 | 9/4/2007 | \$3,158.00 | \$0.00 | \$3,158.00 | 42 23154 WS |
| U138739622 | 52338025585 | 9/5/2007 | \$4,185.00 | \$0.00 | \$4,185.00 | 41 OE005164 |
| U138892981 | 52338530735 | 9/8/2007 | \$2,398.00 | \$0.00 | \$2,398.00 | 38 23154 WS |
| U138723382 | 5233861062 | 9/9/2007 | \$2,498.00 | \$0.00 | \$2,498.00 | 37 0F005313 |
| U138732364 | 5233861061 | 9/9/2007 | \$2,498.00 | \$0.00 | \$2,498.00 | 37 0B005357 |
| U138701975 | 5233851459 | 9/9/2007 | \$4,405.00 | \$0.00 | \$4,405.00 | 37 23154 WS |
| U138716241 | 5233893293 | 9/9/2007 | \$3,081.00 | \$0.00 | \$3,081.00 | 37 0E005106 |
| U138707818 | 5233899286 | 9/9/2007 | \$2,498.00 | \$0.00 | \$2,498.00 | 37 0A005322 |
| U138702367 | 5233810830 | 9/9/2007 | \$4,425.00 | \$0.00 | \$4,425.00 | 37 0B005266 |
| Document 4 | 52338747622 | | \$4,665.00 | \$0.00 | \$4,665.00 | 37 0E005258 |
| U138766667 | 5233869916 | 9/10/2007 | \$3,754.11 | \$0.00 | \$3,754.11 | 36 523369916 |
| U138700172 | 5233894722 | 9/10/2007 | \$3,266.00 | \$0.00 | \$3,266.00 | 36 23154 WS |
| U138734293 | 8534967641 | 9/12/2007 | \$4,015.00 | \$0.00 | \$4,015.00 | 34 OE005012 |
| U138704867 | 8535025601 | 9/12/2007 | \$3,515.00 | \$0.00 | \$3,515.00 | 34 OE005165 |
| U138822660 | 8535243246 | 9/16/2007 | \$2,579.00 | \$0.00 | \$2,579.00 | 30 0B005342 |
| U138782671 | 5233745339 | 9/16/2007 | \$5,083.00 | \$0.00 | \$5,083.00 | 30 23154 WS |
| U138807543 | 5233839471 | 9/17/2007 | \$9,189.40 | \$0.00 | \$9,189.40 | 29 23154 WS |
| U138818925 | 523375754 | 9/17/2007 | \$3,158.00 | \$0.00 | \$3,158.00 | 29 23154 WS |

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|-------------|------------|-----------|------------|--------|------------|---------------|
| U138769143 | 5239819523 | 9/20/2007 | \$3,611.00 | \$0.00 | \$1,611.00 | 26 23154 WS |
| U1388865117 | 523969804 | 9/24/2007 | \$3,096.00 | \$0.00 | \$3,096.00 | 22 7108502332 |
| U138847061 | 524014998 | 9/24/2007 | \$4,371.00 | \$0.00 | \$4,371.00 | 22 23154 WS |
| U136328453 | 523961057 | 9/24/2007 | \$4,281.00 | \$0.00 | \$4,281.00 | 22 0E005331 |
| U138819858 | 523927191 | 9/24/2007 | \$4,501.00 | \$0.00 | \$4,501.00 | 22 23154 WS |
| U138847059 | 523927600 | 9/26/2007 | \$5,498.00 | \$0.00 | \$5,498.00 | 20 23154 WS |
| U138849945 | 524014910 | 9/26/2007 | \$132.29 | \$0.00 | \$132.29 | 20 23154 WS |
| U138881946 | 523927580 | 9/26/2007 | \$6,000.82 | \$0.00 | \$6,030.82 | 20 23154 WS |
| U1388512044 | 524013763 | 9/26/2007 | \$6,146.78 | \$0.00 | \$6,146.78 | 20 6440 |
| U138842018 | 523927659 | 9/27/2007 | \$1,127.00 | \$0.00 | \$1,127.00 | 19 23154 WS |
| U138878986 | 523948078 | 9/29/2007 | \$4,371.00 | \$0.00 | \$4,371.00 | 17 23154 WS |
| U138842082 | 523955264 | 9/30/2007 | \$4,426.00 | \$0.00 | \$4,426.00 | 16 0E005576 |
| U138838984 | 523745977 | 9/30/2007 | \$5,251.00 | \$0.00 | \$5,251.00 | 16 23154 WS |
| U138809529 | 523898315 | 10/1/2007 | \$3,880.32 | \$0.00 | \$3,880.32 | 15 23154 WS |
| U138809502 | 521898327 | 10/1/2007 | \$3,431.00 | \$0.00 | \$3,431.00 | 15 23154 WS |
| U138809691 | 523970007 | 10/1/2007 | \$3,880.32 | \$0.00 | \$3,880.32 | 15 23154 WS |
| U138809718 | 523970017 | 10/1/2007 | \$4,430.32 | \$0.00 | \$4,430.32 | 15 23154 WS |
| U138809728 | 523969997 | 10/1/2007 | \$3,431.00 | \$0.00 | \$3,431.00 | 15 23154 WS |
| U138809620 | 523969406 | 10/1/2007 | \$4,051.00 | \$0.00 | \$4,051.00 | 15 23154 WS |
| U138857908 | 524065126 | 10/1/2007 | \$4,430.32 | \$0.00 | \$4,430.32 | 15 23154 WS |
| U138810570 | 523960403 | 10/1/2007 | \$4,051.00 | \$0.00 | \$4,051.00 | 15 23154 WS |

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|-------------|------------|------------|------------|--------|------------|-------------|
| U138810593 | 7/19/19683 | 10/1/2007 | \$2,782.00 | \$0.00 | \$2,782.00 | 12 23154 WS |
| U13884505 | 524023530 | 10/4/2007 | \$4,786.00 | \$0.00 | \$4,786.00 | 12 23154 WS |
| U138842023 | 523889468 | 10/4/2007 | \$4,906.00 | \$0.00 | \$4,906.00 | 12 23154 WS |
| U138834294 | 524076185 | 10/4/2007 | \$3,573.00 | \$0.00 | \$3,573.00 | 12 23154 WS |
| U138800729 | 855297369 | 10/7/2007 | \$2,581.00 | \$0.00 | \$2,581.00 | 9 OR005517 |
| U138857913 | 524074565 | 10/8/2007 | \$3,882.12 | \$0.00 | \$3,882.12 | 8 23154 WS |
| U138857944 | 524129958 | 10/8/2007 | \$3,882.12 | \$0.00 | \$3,882.12 | 8 23154 WS |
| U138861758 | 524065858 | 10/8/2007 | \$3,431.00 | \$0.00 | \$3,431.00 | 8 23154 WS |
| U138857889 | 523938223 | 10/8/2007 | \$5,773.00 | \$0.00 | \$5,773.00 | 8 23154 WS |
| U1388672720 | 524065859 | 10/8/2007 | \$3,431.00 | \$0.00 | \$3,431.00 | 8 23154 WS |
| U138872731 | 524129964 | 10/8/2007 | \$3,882.12 | \$0.00 | \$3,882.12 | 8 23154 WS |
| U138872678 | 524129932 | 10/8/2007 | \$3,431.00 | \$0.00 | \$3,431.00 | 8 23154 WS |
| U138872714 | 524129951 | 10/8/2007 | \$3,882.12 | \$0.00 | \$3,882.12 | 8 23154 WS |
| U138872685 | 524140036 | 10/8/2007 | \$3,882.12 | \$0.00 | \$3,882.12 | 8 23154 WS |
| U1388439491 | 524102679 | 10/8/2007 | \$3,431.00 | \$0.00 | \$3,431.00 | 8 23154 WS |
| U138873764 | 524084007 | 10/8/2007 | \$3,882.12 | \$0.00 | \$3,882.12 | 8 23154 WS |
| U138873758 | 524084078 | 10/8/2007 | \$3,431.00 | \$0.00 | \$3,431.00 | 8 23154 WS |
| U138825940 | 523927142 | 10/8/2007 | \$4,381.00 | \$0.00 | \$4,381.00 | 8 23154 WS |
| U138894388 | 523819440 | 10/12/2007 | \$3,951.00 | \$0.00 | \$3,951.00 | 4 23154 WS |
| U138894378 | 523716939 | 10/14/2007 | \$4,051.00 | \$0.00 | \$4,051.00 | 2 23154 WS |
| U138894346 | 524084867 | 10/14/2007 | \$2,681.00 | \$0.00 | \$2,681.00 | 2 OR005644 |
| U138879547 | 524122927 | 10/16/2007 | \$3,781.00 | \$0.00 | \$3,781.00 | 0 23154 WS |

| | | | | | | |
|------------|-----------|------------|------------|--------|------------|-------------|
| U138878279 | 524122905 | 10/16/2007 | \$4,433.21 | \$0.00 | 4,433.21 | 0.23154 WS |
| U138878259 | 524091535 | 10/16/2007 | \$3,885.21 | \$0.00 | \$3,885.21 | 0.23154 WS |
| U138806834 | 855161344 | 10/21/2007 | \$4,111.00 | \$0.00 | \$4,111.00 | 3.000134112 |
| U138883796 | 524129960 | 10/22/2007 | \$3,431.00 | \$0.00 | \$3,431.00 | 6.23154 WS |

Group Total:

5460,303.49 **\$73,482.00** **\$386,821.49** Avg. Days
90.50

| Customer Name: | | Statement of Account as of | | |
|------------------|--------------------|----------------------------|-------------|-----------|
| Customer Number: | | 01/02/2007 | | |
| Invoice Number | Transaction Number | Original Amount | Outstanding | Days Late |
| 1,138,755,570 | 523,725,516 | \$130,00 | \$0.00 | \$130,00 |